

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Perry R. DeYoung et al.

For : FOOD HOLDER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97(b)

Pursuant to 37 CFR §§1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

A copy of the listed foreign patent document is attached. As the Office has waived the requirement under 37 CFR §1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication, copies of the listed U.S. patents and U.S. patent application publication documents are not included with the submission of attached Form PTO 1449. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

An English translation of the non-English document is enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 16-2463.

Respectfully submitted,

PERRY R. DEYOUNG ET AL.

By: Price, Heneveld, Cooper,  
DeWitt & Litton, LLP

1/23/04  
Date

Marcus P. Dolce  
Marcus P. Dolce  
Registration No. 46 073  
695 Kenmoor, S.E.  
Post Office Box 2567  
Grand Rapids, MI 49501  
(616) 949-9610

MPD/msj

<b>FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE</b> <b>(Rev. 2-32) PATENT AND TRADEMARK OFFICE</b>  <b>INFORMATION DISCLOSURE</b> <b>STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)	<b>ATTY. DOCKET NO.</b> OLI02 P-358	<b>SERIAL NO.</b>
	<b>APPLICANT(S)</b> Perry R. DeYoung et al.	
	<b>FILING DATE</b>	<b>GROUP</b>

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPRO- PRIATE
	D 4 7 7 6 9 0	07/22/2003	Howell et al.			
	D 4 7 0 9 8 0	02/25/2003	Bignon et al.			
	6 1 4 5 1 2 8	11/14/2000	Suzuki			
	Des. 4 3 3 1 9 6	10/31/2000	Specht			
	Des. 4 2 5 2 6 1	05/16/2000	Basile			
	Des. 4 1 8 2 5 8	12/28/1999	Moro			
	Des. 4 1 5 3 2 1	10/12/1999	Silvey			

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLA- TION
						Y N
	JP 40 62 05 7 2 3 A	07/26/94	Japan			X

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER INITIAL	
	U.S. Patent Application Publication No. 2003/0131393, Publication Date July 17, 2003, Inventor Votolato, Title UTENSIL FOR ELIMINATING BARE HAND HANDLING OF SENSITIVE MATERIAL

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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		Des. 4 1 4 3 0 0	09/21/1999	Silvey			
		Des. 3 9 1 0 2 9	02/17/1998	Katz et al.			
		5 7 1 1 0 2 7	01/27/1998	Katz et al.			
		5 7 0 9 4 2 3	01/20/1998	Romero			
		Des. 3 6 8 3 3 0	03/26/1996	Robinson			
		5 3 5 9 8 4 0	11/01/1994	Costar			
		5 2 2 2 7 7 7	06/29/1993	Clonch			

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		5 1 4 9 1 5 9	09/22/1992	Bardes			
		4 8 5 4 6 2 4	08/08/1989	Baymiller			
		4 7 6 6 6 1 2	08/30/1988	Patton, Sr.			
		4 6 8 2 8 0 3	07/28/1987	Andrews			
		4 5 1 1 0 3 9	04/16/1985	Siemek			
		4 5 0 7 8 0 4	04/02/1985	Consigny			
		4 4 9 4 7 8 5	01/22/1985	Song			

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	4 4 5 4 6 2 4	06/19/1984	Vandermer			
	4 1 8 8 0 5 5	02/12/1980	Green			
	3 9 7 5 0 4 3	08/17/1976	Miles			
	3 8 3 7 6 9 6	09/24/1974	Dahlke			
	3 4 0 7 9 2 7	10/29/1968	Jones			
	3 3 3 1 6 2 6	07/18/1967	Kaufman			
	3 1 8 1 1 9 8	05/04/1965	Stelzen			

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		Des.	1	8	8	3	8	3	07/12/1960	Gravning				
		2	8	8	1	0	2	2	04/07/1959	Brust				
		2	7	1	7	7	9	9	09/13/1955	Jones				
		2	2	4	4	0	7	2	06/03/1941	Ledbetter				
		2	0	4	7	6	3	5	07/14/1936	Johst				
		2	0	2	5	3	5	7	12/24/1935	Pagan				
		1	9	9	0	5	5	3	02/12/1935	Koffler et al.				

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		1 9 5 5 9 8 9	04/24/1934	Uhri			
		1 4 1 6 0 0 1	05/16/1922	Detwiler			
		1 3 3 7 9 5 7	04/20/1920	Rasmussen			
		1 2 0 6 1 0 2	11/28/1916	Gibson			
		5 9 0 3 4 7	09/21/1897	Sylvestre			
		5 8 0 1 4 8	04/06/1897	Staples			
		3 4 2 3 4 1	05/25/1886	Edwards			

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